

**SUPREME COURT MINUTES
WEDNESDAY, SEPTEMBER 9, 2009
SAN FRANCISCO, CALIFORNIA**

S069959

**PEOPLE v. LEWIS
(MICHAEL BERNARD)**

Rehearing denied

S115894

**STITELY (RICHARD) ON
H.C.**

Order to show cause issued

The Director of the Department of Corrections and Rehabilitation is ordered to show cause in this court, when the matter is placed on calendar, why petitioner is not entitled to relief on the ground that he is mentally retarded within the meaning of *Atkins v. Virginia* (2002) 536 U.S. 304 (see also *In re Hawthorne* (2005) 35 Cal.4th 40), as alleged in Claims I and IX of the petition for writ of habeas corpus filed on May 15, 2003.

All other claims, except Claim XIII, are denied on the merits.

Claim XIII is denied as premature, without prejudice to renewal after an execution date is set.

Kennard and Chin, JJ., are of the opinion an order to show cause should also be issued on the ground that his mental retardation rendered his incriminating statements to police involuntary and unreliable, as alleged in Claim I.

Votes: George, C. J., Kennard, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S173972

B199287 Second Appellate District, Div. 3

**LOEFFLER (KIMBERLY) v.
TARGET CORPORATION**

Petition for review granted

Kennard, J., was recused and did not participate.

Votes: George, C. J., Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S174229

B212512 Second Appellate District, Div. 7

**CLARK (JAMES A.) v. S.C.
(NATIONAL WESTERN LIFE
INSURANCE COMPANY)**

Petition for review granted

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S174475 B204902 Second Appellate District, Div. 4 **SONIC-CALABASAS A, INC.
v. MORENO (FRANK B.)**

Petition for review granted

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S174507 B201035 Second Appellate District, Div. 3 **ARDON (ESTUARDO) v.
CITY OF LOS ANGELES**

Petition for review granted

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S174773 **STEEN (JEWERELENE) v.
S.C. (PEOPLE)**

Order to show cause issued

Respondent and real party in interest are ordered to show cause before this court why the relief prayed for in the petition for writ of mandate filed July 20, 2009, should not be granted on the ground Penal Code section 959.1, subdivision (c), violates the separation of powers doctrine. (Cal. Const., art. III, § 3.) The returns are to be filed within 30 days of this order.

Votes: George, C. J., Kennard, Baxter, Werdegar, Moreno, and Corrigan, JJ.

S175615 A119501 First Appellate District, Div. 2 **PEOPLE v. HERNANDEZ
(ARTURO JESUS)**

Petition for review granted

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S160211 H028021 Sixth Appellate District **VOICES OF THE WETLANDS
v. CALIFORNIA STATE
WATER RESOURCES
CONTROL BOARD (DUKE
ENERGY MOSS LANDING,
LLC.)**

Briefing ordered in previously Held case

This court's prior orders of March 19, 2008, and January 14, 2009, deferring briefing in this case, are rescinded. The parties are directed to brief all issues raised in the petition for review and the answer to the petition. Petitioner's opening brief on the merits shall be filed on or before October 9, 2009.

Corrigan, J., was recused and did not participate.

S174154 E044352 Fourth Appellate District, Div. 2 **PEOPLE v. KOPAY (SCOTT CHRISTIAN)**

Petition for review granted; briefing deferred (rule 8.512(d)(2))

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Cobb*, S159410 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S174418 G040428 Fourth Appellate District, Div. 3 **PHELPS (JAMES S.) v. ORANGE COUNTY ASSESSMENT APPEALS BOARD NO. 1/(GUILLORY)**

Petition for review granted; briefing deferred (rule 8.512(d)(2))

Further action in this matter is deferred pending consideration and disposition of a related issue in *Steinhart v. County of Los Angeles*, S158007 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Kennard, J., was recused and did not participate.

Votes: George, C. J., Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S113554 **RODRIGUEZ (JOSE ARNALDO) ON H.C.**

Order to show cause issued, returnable in Superior Court (Atkins claim)

The Director of the Department of Corrections and Rehabilitation is ordered to show cause in the San Mateo Superior Court, when the matter is placed on calendar, why petitioner's death sentence should not be vacated and petitioner sentenced to life imprisonment without possibility of parole on the ground that he is mentally retarded within the meaning of *Atkins v. Virginia* (2002) 536 U.S. 304, as alleged in claim XVII of the petition for writ of habeas corpus filed March 26, 2003. (See *In re Hawthorne* (2005) 35 Cal.4th 40.) The return is to be filed on or before October 9, 2009.

Except for the portion of claim XVII addressed in the preceding paragraph, all other claims set forth in the petition for writ of habeas corpus are denied on the merits.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S174104 B216345 Second Appellate District, Div. 3 **DAVIS (ADOLFO) v. S.C.
(PEOPLE)**

Petition for review granted; transferred to Court of Appeal, Second Appellate District, Division Three, with directions to issue an alternative writ

The petition for review is granted.

The matter is transferred to the Court of Appeal, Second District, Division Three, with directions to vacate its order denying mandate and to issue an alternative writ to be heard before that court when the proceeding is ordered on calendar.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S062770 **PEOPLE v. BERGMAN
(LAWRENCE EDWARD)**

Appeal abated

The Motion to Abate Proceedings, filed by the State Public Defender on August 31, 2009, is granted. As indicated in a certified copy of a certificate of death, appellant Lawrence Edward Bergman died on June 26, 2009. All proceedings in *People v. Lawrence Edward Bergman*, case no. S062770, are permanently abated, and the Superior Court of California, County of San Diego is directed to enter an order to that effect in case no. ECR11082. (*People v. Dail* (1943) 22 Cal.2d 642, 659; *People v. Bandy* (1963) 216 Cal.App.2d 458, 466.)

S153296 C052743 Third Appellate District **PEOPLE v. STEELE (JUSTIN
A.)**

Dismissed and remanded to Court of Appeal, Third Appellate District

In light of *People v. Towne* (2008) 44 Cal.4th 63 and *People v. Nguyen* (2009) 46 Cal.4th 1007, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S155093 H025981 Sixth Appellate District **PEOPLE v. BROWN
(JERMAINE)**

Dismissed and remanded to Court of Appeal, Sixth Appellate District

In light of *People v. Towne* (2008) 44 Cal.4th 63 and *People v. Nguyen* (2009) 46 Cal.4th 1007, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S156335 F051743 Fifth Appellate District **P. (ANTONIO), IN RE**

Dismissed and remanded to Court of Appeal, Fifth Appellate District

In light of *People v. Nguyen* (2009) 46 Cal.4th 1007, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S156995 A105905 First Appellate District, Div. 4 **PEOPLE v. TU (VINCENT)**

Dismissed and remanded to Court of Appeal, First Appellate District, Division Four

In light of *People v. Nguyen* (2009) 46 Cal.4th 1007, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S157952 A114556 First Appellate District, Div. 3 **PEOPLE v. GRAYSON
(FREDDIE J.)**

Dismissed and remanded to Court of Appeal, First Appellate District, Division Three

In light of *People v. Nguyen* (2009) 46 Cal.4th 1007, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S158154 C052722 Third Appellate District **PEOPLE v. LINAREZ (RAUL
RODRIGUEZ)**

Dismissed and remanded to Court of Appeal, Third Appellate District

In light of *People v. Towne* (2008) 44 Cal.4th 63 and *People v. Nguyen* (2009) 46 Cal.4th 1007, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S158179 B166502 Second Appellate District, Div. 4 **PEOPLE v. WHITE (KEITH
L.)**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Four

In light of *People v. Towne* (2008) 44 Cal.4th 63 and *People v. Nguyen* (2009) 46 Cal.4th 1007, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S159866 C052984 Third Appellate District **PEOPLE v. DANIELS
(CLARENCE)**

Transferred to Court of Appeal, Third Appellate District, after hold

The above-entitled matter is transferred to the originating Court of Appeal with directions to vacate its decision and reconsider the cause in light of *People v. Towne* (2008) 44 Cal.4th 63. (Cal. Rules of Ct., rule 8.528(d).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S160514 B194159 Second Appellate District, Div. 5 **PEOPLE v. RODRIGUEZ (JESSIE)**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Five
In light of *People v. Towne* (2008) 44 Cal.4th 63 and *People v. Nguyen* (2009) 46 Cal.4th 1007, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)
Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S160709 B190205/B194024 Second Appellate District, Div. 2 **PEOPLE v. NICHOLS (BRANDON CHARLES)**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Two
In light of *People v. Towne* (2008) 44 Cal.4th 63 and *People v. Nguyen* (2009) 46 Cal.4th 1007, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)
Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S164248 D050137 Fourth Appellate District, Div. 1 **PEOPLE v. BALTAZAR (LUIS D.)**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold
The above-entitled matter is transferred to the originating Court of Appeal with directions to vacate its decision and reconsider the cause in light of *People v. Nguyen* (2009) 46 Cal.4th 1007. (Cal. Rules of Ct., rule 8.528(d).)
Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S170377 B202838 Second Appellate District, Div. 3 **DELEON (SAUL) v. VERIZON WIRELESS**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Three
In light of *Arias v. Superior Court* (2009) 46 Cal.4th 969, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)
Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S173070 E042957 Fourth Appellate District, Div. 2 **PEOPLE v. BASQUEZ (EVERETT E.)**

Petitions for review denied
The application to appear as counsel pro hac vice is granted.

S173497 G041439 Fourth Appellate District, Div. 3
Petitions for review denied

**PEOPLE v. SHAW (RUFUS
RAYMOND)**

S173563 C055313 Third Appellate District
Petition for review denied

**PEOPLE v. ROBINSON
(CLARK)**

S173737 C058272 Third Appellate District
Petition for review denied

**PEOPLE v. SMITH
(KONOLUS IRWIN)**

S173880 A124973 First Appellate District, Div. 5
Petition for review denied

SOSA (ALFRED R.) ON H.C.

S173895 B208369 Second Appellate District, Div. 6
Petition for review denied

**PEOPLE v. ALVARADO
(GUADALUPE MARTINEZ)**

S173995 A118640 First Appellate District, Div. 4
Petition for review denied

**PEOPLE v. FEASTER
(ALBERT)**

S174005 E039621 Fourth Appellate District, Div. 2
Petitions for review denied

**PEOPLE v. PIERSON (MARIE
ELIZABETH)**

S174008 D051396 Fourth Appellate District, Div. 1
Petition for review denied

**PEOPLE v. GAUT (LISA
MAREE)**

S174034 F056186 Fifth Appellate District
Petition for review denied

**PEOPLE v. MOROLES
(STEVEN)**

S174063 A119920 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. MCCOY
(MALCOLM)**

S174088 D052052 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. IRVIN (WILLIE
JAMES)**

S174090 H032302 Sixth Appellate District

Petition for review denied

**PEOPLE v. OWENS
(ANTHONY MARCUS)**

S174091 H033983 Sixth Appellate District

Petition for review denied

**OWENS (ANTHONY
MARCUS) ON H.C.**

S174119 A120180 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. POLK (ALI
OMAR)**

S174122 D052829 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. JONES (WYDELL
D.)**

S174124 G040200 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. CADOGAN
(ROBERT LEE)**

S174137 B212432 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. WARD (EDWARD
JAMES)/(SONG)**

Kennard and Werdegarr, JJ., are of the opinion the petition should be granted.

S174148	B207083 Second Appellate District, Div. 5	PEOPLE v. STUPIN (RONALD ALLEN)
Petition for review denied		
S174152	B208302 Second Appellate District, Div. 7	PEOPLE v. RILEY (JAMES)
Petition for review denied		
S174160	A124805 First Appellate District, Div. 5	HOUSTON (EDWARD) ON H.C.
Petition for review denied		
Corrigan, J., was recused and did not participate.		
S174192	C061924 Third Appellate District	PORRAS (NEVILLE) ON H.C.
Petition for review denied		
S174196	G039799 Fourth Appellate District, Div. 3	PEOPLE v. VALLADARES (ANGEL VICENTE)
Petition for review denied		
S174200	A120895 First Appellate District, Div. 1	PEOPLE v. CUNNINGHAM (CHRISTOPHER JOHN)
Petition for review denied		
S174208	F055683 Fifth Appellate District	SISCO (LEO JOHN) ON H.C.
Petition for review denied		
S174209	C059192 Third Appellate District	HOVANSKI (THOMAS) ON H.C.
Petition for review denied		
S174214	B216642 Second Appellate District, Div. 6	ROBINSON IV (JOHN WILLIAM) ON H.C.
Petition for review denied		

S174218	B207129 Second Appellate District, Div. 3	PEOPLE v. WILLIAMS (JOSEPH ANTHONY)
Petition for review denied		
S174219	G039873 Fourth Appellate District, Div. 3	CERADYNE, INC. v. ARGONAUT INSURANCE COMPANY
Petition for review & publication request(s) denied		
S174235	A120633 First Appellate District, Div. 2	PEOPLE v. CAICEDO (CARLOS)
Petition for review denied		
S174251	F054866 Fifth Appellate District	PEOPLE v. CLAY (JERRY)
Petition for review denied		
S174264	H032463 Sixth Appellate District	LEWIS (DONALD RAY) ON H.C.
Petition for review denied		
S174269	E045148 Fourth Appellate District, Div. 2	PEOPLE v. LOPEZ (JESUS)
Petition for review denied		
S174271	B206558 Second Appellate District, Div. 1	PEOPLE v. CARDENAS (MIKE MORENO)
Petition for review denied		
S174275	A123065 First Appellate District, Div. 4	O. (BRANDEN), IN RE
Petition for review denied		
S174281	B205535 Second Appellate District, Div. 5	PEOPLE v. SISNEROS (JOSEPH A.)
Petition for review denied		

S174290 F054280 Fifth Appellate District

Petition for review denied

**PEOPLE v. HERNANDEZ
(JOSE DEJESUS)**

S174300 A125140 First Appellate District, Div. 4

Petition for review denied

**ASHFORD (WILLIAM) ON
H.C.**

S174309 B216205 Second Appellate District, Div. 3
Petition for review denied

AINTABLIAN (ARA) ON H.C.

S174310 E043691 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. EKKELKAMP
(MARVIN SIENNUS)**

S174311 E041513 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. DEAN (JEFFREY
FARRAR)**

S174325 E046894 Fourth Appellate District, Div. 2

Petition for review denied

**JOHNSON (KENNARD
GERALD) ON H.C.**

S174334 F055925 Fifth Appellate District

Petition for review denied

**PEOPLE v. GUTIERREZ
(MARIO)**

S174340 C058932 Third Appellate District
Petition for review denied

PEOPLE v. LUNA (LUIS)

S174359 H032566 Sixth Appellate District

Petition for review denied

**RILEY (WILLIE) v.
MCDONALD (DEBORAH)**

S174383 H034105 Sixth Appellate District

Petition for review denied

**ROCKY POINT BIG SUR,
LLC. v. S.C. (ROCKY POINT
RESTAURANT, LLC.)**

S174410 B211053 Second Appellate District, Div. 5
Petition for review denied

J.P., IN RE

S174412 G040210 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. BARBER
(JONATHAN PAUL
MICHAEL)**

S174413 A122914 First Appellate District, Div. 1
Petition for review denied

P.P., IN RE

S174417 B208718 Second Appellate District, Div. 5

Petitions for review denied

**PEOPLE v. OROZCO
(ERNESTO)**

S174431 A122508 First Appellate District, Div. 3

Petition for review denied
Baxter and Corrigan, JJ., were recused and did not participate.

**MOLINA, JR., (FRANCISCO)
v. SWAT ENERGY, INC.**

S174434 C058949 Third Appellate District
Petition for review denied

PEOPLE v. HALL (KAVASIO)

S174444 A121516 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. DEPREE (SCOTT
L.)**

S174445 A124421 First Appellate District, Div. 1
Petition for review denied

DEPREE (SCOTT L.) ON H.C.

S174458 B206855 Second Appellate District, Div. 5
Petition for review denied

**PEOPLE v. ROBLES
(RICHARD ANTHONY)**

S174463 F056422 Fifth Appellate District
Petition for review denied

**PEOPLE v. YORK (QUINCY
AUDRAY)**

S174501 C057602 Third Appellate District
Petition for review denied

**PEOPLE v. DAVIS (STEVEN
C.)**

S174504 G040866 Fourth Appellate District, Div. 3
Petition for review denied

**PEOPLE v. TIDWELL
(JOSEPH ALLEN)**

S174513 G039804 Fourth Appellate District, Div. 3
Petition for review denied

**PEOPLE v. TARTAGLIA
(TODD BRADLEY)**

S174566 B214100 Second Appellate District, Div. 1
Petition for review denied

**PEOPLE v. PYLE (CHARLIE
WILTON)**

S174580 A125329 First Appellate District, Div. 5
Petition for review denied

**ETRADE GROUP, INC. v. S.C.
(CERTAIN UNDERWRITERS
AT LLOYD'S, LONDON)**

S174587 D054122 Fourth Appellate District, Div. 1
Petition for review & publication request(s) denied

**SPEIGHTS (MATTHEW) v.
CITY OF OCEANSIDE**

S174601	D053491 Fourth Appellate District, Div. 1	CHAU (JOU) v. STARBUCKS CORPORATION
Petition for review denied		
Werdegar, J., is of the opinion the petition should be granted.		
S174626	H032806 Sixth Appellate District	PEOPLE v. ORR (TAYLON JEROME)
Petition for review denied		
S174657	A121823 First Appellate District, Div. 5	PEOPLE v. MONTOYA (MICHAEL LEON)
Petition for review denied		
S174692	A125245 First Appellate District, Div. 2	SAMSUNG SEMICONDUCTOR, INC. v. S.C. (RAMBUS, INC.)
Petition for review denied		
The request for judicial notice is denied.		
S174703	B212948 Second Appellate District, Div. 8	BENTZ (DAVID) v. MANCHESTER (MICHAEL)
Petition for review denied		
S174718	A125247 First Appellate District, Div. 2	MICRON TECHNOLOGY, INC. v. S.C. (RAMBUS, INC.)
Petition for review denied		
The request for judicial notice is denied.		
S174741	B209060 Second Appellate District, Div. 2	PEOPLE v. ADAMS (DWAYNE M.)
Petition for review denied		
S174774	D052993 Fourth Appellate District, Div. 1	SMITH (JAMES C.) v. PACIFIC LAW CENTER, PC
Petition for review denied		

S174778 H030601 Sixth Appellate District

Petition for review denied
The request for judicial notice is denied.

**DRUMMOND (GEORGE R.) v.
TEMMERMAN, DESMARAIS
& PHILLIPS, LLC.**

S174789 B211254 Second Appellate District, Div. 3
Petition for review denied

PEOPLE v. ANGOLA (REMA)

S174802 B207183 Second Appellate District, Div. 8

Petition for review denied

**BODE, M.D. (GEORGIA) v.
LOS ANGELES
METROPOLITAN MEDICAL
CENTER**

S174812 D053132 Fourth Appellate District, Div. 1

Petition for review denied

**JANOE (BOBBY S.) v.
NECUIK (W.)**

S174822 G042025 Fourth Appellate District, Div. 3

Petition for review denied

**TEZAK (WILLIAM) v.
SUMMERS (TOM)**

S174845 B206784 Second Appellate District, Div. 5

Petition for review denied

**MURPHY & MACONACHY v.
PREFERRED BANK**

S174858 B209063 Second Appellate District, Div. 7

Petitions for review denied

**PEOPLE v. MARTINEZ
(JORGE ESTRADA)**

S174865 A122390 First Appellate District, Div. 4

Petition for review denied
Kennard and Corrigan, JJ., were recused and did not participate.

**CITIBANK, N.A. v. YANG
(WILLIAM)**

S174894 B203391 Second Appellate District, Div. 6

Petition for review denied

HAGAMAN (BARBARA J. & EARL R.), MARRIAGE OF

S174903 A121310 First Appellate District, Div. 5

Petition for review denied

VERNIEST (KATHLEEN KEATING) v. LEDONNE (BETTY)

S174906 H034131 Sixth Appellate District

Petition for review denied

HAQUE (SERAJUL) v. CARR (DOLORES)

S174908 C058066 Third Appellate District

Petition for review denied

REISIG (JEFF W.) v. THE BRODERICK BOYS/(EDWARDS)

S174929 D053570 Fourth Appellate District, Div. 1

Petition for review denied

I.P., IN RE

S174931 C059090 Third Appellate District

Petition for review denied

PEOPLE v. MCDOWELL (CLIFFORD ABERAM)

S174936 C059803 Third Appellate District

Petition for review denied

PEOPLE v. BATTEN (WESLEY CLAY)

S174941 C057751 Third Appellate District

Petition for review denied

PEOPLE v. LEDBETTER (KENNETH)

S174943 D053113 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. BEASON
(MARLON)**

S174947 G040771 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. GASTELUM
(GILBERTO)**

S174949 A119676 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. MONTGOMERY
(DAVID)**

S174950 C058906 Third Appellate District

Petition for review denied

**PEOPLE v. ROWELL
(RONALD PAUL)**

S174953 G040766 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. ALEXANDER
(MICHAEL PAUL)**

S174954 E044825 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. ALDAMA, JR.,
(RICHARD ONESMO)**

S174956 B203597 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. VASQUEZ
(ARMANDO)**

S174958 C060684 Third Appellate District

Petition for review denied

**PEOPLE v. SMITH (COREY
LAMAR)**

S174961 A121060 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. MILLER (DENNIS
LAMONT)**

S174997 E044943 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. LEE (DERION DAVON)

S174998 A121701 First Appellate District, Div. 3

Petition for review denied

PEOPLE v. WOODWARD (NATHANIEL LEE)

S175010 B205745 Second Appellate District, Div. 7
Petition for review denied

PEOPLE v. HARRIS (EARL)

S175011 B209913 Second Appellate District, Div. 3

Petition for review denied

STURGEON (HAROLD P.) v. BRATTON (WILLIAM J.)/(BREAK THE CYCLE)

S175026 H032439 Sixth Appellate District

Petition for review denied

PEOPLE v. WILBER (WALLACE CHARLES)

S175030 B210466 Second Appellate District, Div. 3

Petition for review denied

BUYCKS (JANEL HYESHIA) v. CALIFORNIA UNEMPLOYMENT INSURANCE APPEALS BOARD

S175033 F055642 Fifth Appellate District

Petition for review denied
Baxter, J., was recused and did not participate.

PEOPLE v. HOUSE (JAVANCE J.)

S175039 B207125 Second Appellate District, Div. 7

Petition for review denied

PEOPLE v. ALLEN (GERALD)

S175043 B205507 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. HAWKINS
(RICKEY BURNETT)**

S175044 C060396 Third Appellate District

Petition for review denied

**PEOPLE v. DUNSON
(SHELTON LESTER)**

S175047 B209733 Second Appellate District, Div. 6

Petition for review denied

**ONSTOT (AMBER &
STEPHEN), MARRIAGE OF**

S175054 C058993 Third Appellate District

Petition for review denied

**PEOPLE v. QUINTANILLA
(EDWARD JOHN)**

S175058 H033363 Sixth Appellate District

Petition for review denied

**PEOPLE v. FICKES (DAVID
KERSHAW)**

S175061 B206010 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. MARTINEZ
(DANIEL DAMIEN)**

S175064 G041850 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. MILLER
(MANNON DUPREE)**

S175065 A120529 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. MOLINA (ISIDRO
ROJAS)**

S175067	B196754 Second Appellate District, Div. 6	EMPLOYERS INSURANCE OF WAUSAU v. NEAL FEAY COMPANY
Petition for review & publication request(s) denied		
S175069	B208919 Second Appellate District, Div. 3	PEOPLE v. GALLAGER (GUY)
Petition for review denied		
S175072	D053568 Fourth Appellate District, Div. 1	PEOPLE v. RISKAS (DOUGLAS L.)
Petition for review denied		
S175073	F053709 Fifth Appellate District	PEOPLE v. MARTINEZ (VALENTIN ARMIENTA)
Petition for review denied Baxter, J., was recused and did not participate.		
S175077	B215968 Second Appellate District, Div. 3	LOS ANGELES TIMES COMMUNICATIONS, LLC. v. S.C. (PASADENA POLICE OFFICERS ASSOCIATION)
Petition for review denied Kennard and Werdegar, JJ., are of the opinion the petition should be granted.		
S175079	D052605 Fourth Appellate District, Div. 1	PEOPLE v. DAVIS (AMY HEATHER)
Petition for review denied		
S175081	A120436 First Appellate District, Div. 3	PEOPLE v. BENITEZ (JOSEPH ANDREW)
Petition for review denied		
S175086	B207455 Second Appellate District, Div. 4	PEOPLE v. MCDONNELL (JERRY DEAN)
Petition for review denied		

S175088	B206167 Second Appellate District, Div. 1	PEOPLE v. CARLOS (SAUL RODRIGUEZ)
Petition for review denied		
S175089	G041074 Fourth Appellate District, Div. 3	BEEK (ALLAN) v. CITY OF NEWPORT BEACH/(FICKER)
Petition for review denied		
S175091	A122365 First Appellate District, Div. 1	WINSTON (JOLENE & GARY M.), MARRIAGE OF
Petition for review denied		
S175092	E045331 Fourth Appellate District, Div. 2	A.S., IN RE
Petition for review denied		
S175098	F055132 Fifth Appellate District	PEOPLE v. MOSES, SR., (JAMES LEROY)
Petition for review denied		
S175106		ARI (ROXANNE) v. WHEELER (STACY)/(LYONS)
Petition for writ of mandate/prohibition denied		
S175111	A119313 First Appellate District, Div. 4	PEOPLE v. PHILLIPS, JR., (IVORY)
Petition for review denied		
S175114	B208258 Second Appellate District, Div. 4	PEOPLE v. WEATHERS (MICHAEL CARL)
Petition for review denied		

S175116

Petition for writ of mandate/prohibition denied

**GREEN (LONZELL) v.
COURT OF APPEAL, FIRST
APPELLATE DISTRICT,
DIVISION FIVE (PEOPLE)****S175117** B195506 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. KESHISHYAN
(EDVIN)****S175118** C058203 Third Appellate District

Petition for review denied

PEOPLE v. BOYD (WILLIAM)**S175125** G040311 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. AVILA (ANGEL
MONTERO)****S175128** B207044 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. SANFORD
(KEVIN)****S175131** G040732 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. RAMIREZ
(JORGE ARNOLDO)****S175136** E045305 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. BOWERS
(LESTER WILLARD)****S175140** A123034 First Appellate District, Div. 5

Petition for review denied

**MOODY (NANCY DOW &
PETER D.), MARRIAGE OF**

S175143 E045751 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. MILES (VON DEDRIC)

S175147 C058645 Third Appellate District

Petition for review denied

PEOPLE v. BOHN (RICHARD WARREN)

S175148 E045879 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. HAMMONDS, JR., (RONALD LEON)

S175149 E046221 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. HINOJOS (EFRIN RAMIREZ)

S175153 B206598 Second Appellate District, Div. 6

Petition for review denied

BURNES (MARK) v. SUGARMAN (GERALD)

S175154 G040565 Fourth Appellate District, Div. 3

Petition for review denied

PEOPLE v. MIDDLETON (JERMAINE)

S175163 A122389 First Appellate District, Div. 3

Petition for review denied

C2PM, INC. v. YOUNG (KENNETH S.)

S175167 H033126 Sixth Appellate District

Petition for review denied

PEOPLE v. DAILEY (GEORGE J.)

S175169 D052815 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. SIMMONS (BARRON KEITH)

S175170 C056599 Third Appellate District

Petition for review denied

**PEOPLE v. TEMPLE
(SOLOMON PERCY)**

S175196 E047310 Fourth Appellate District, Div. 2

Petition for review denied

**ARTIANO (RAY J.) v. S.C.
(SICILIANO)**

S175198 G039778 Fourth Appellate District, Div. 3

Petition for review denied

**RIOS (LETICIA) v.
INTERNATIONAL SEAL
COMPANY, INC.**

S175200 F055824 Fifth Appellate District

Petition for review denied

**PEOPLE v. ARAUZA, JR.,
(RAUL)**

S175201 A119144 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. HOLMES
(TRANELL CALVIN)**

S175202 G040404 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. DIAZ-HURTADO
(NESTOR)**

S175203 F055142 Fifth Appellate District

Petition for review denied

**PEOPLE v. GONZALEZ
(JULIAN)**

S175212 B207203 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. PEREZ (VICTOR
LEE)**

S175216	B216233 Second Appellate District, Div. 3	DORN (ROOSEVELT FRANKLIN) v. S.C. (PEOPLE)
Petition for writ of mandate/prohibition & application for stay denied		
S175221	A121995 First Appellate District, Div. 1	PEOPLE v. BENTON (CHARLES)
Petition for review denied		
S175222	E045571 Fourth Appellate District, Div. 2	PEOPLE v. ALANIZ (HUMBERTO HUIZAR)
Petition for review denied		
S175223	A125619 First Appellate District, Div. 3	MOLINA, JR., (FRANCISCO) v. S.C. (CHEVRON U.S.A., INC.)
Petition for review denied		
Baxter and Corrigan, JJ., were recused and did not participate.		
S175224	E046051 Fourth Appellate District, Div. 2	PEOPLE v. STIDHAM (KENNETH JEROME)
Petition for review denied		
S175225	D052691 Fourth Appellate District, Div. 1	PEOPLE v. LOPEZ (ROBERT)
Petition for review denied		
S175226	C058703 Third Appellate District	S. (DAVID), IN RE
Petition for review denied		
S175230	B200973 Second Appellate District, Div. 3	PEOPLE v. MIRANDA (MANUEL CRUZ)
Petition for review denied		
S175237	H033280 Sixth Appellate District	PEOPLE v. GALVAN (KIM JUNE)
Petition for review denied		

S175244 C056565 Third Appellate District

Petition for review denied

**PEOPLE v. BUSBY
(CHARLES DARRYL)**

S175247 H033134 Sixth Appellate District

Petition for review denied

I.R., IN RE

S175248 B208122 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. CARRENO
(ISRAEL HERNANDEZ)**

S175253 A122264 First Appellate District, Div. 5

Petition for review denied

**R. (CHARISMA) v. S.
(KRISTINA)**

S175257 E044840 Fourth Appellate District, Div. 2

Petition for review denied

**CARTER (KENNETH
CALVIN) v. COUNTY OF SAN
BERNARDINO**

S175268 D053556 Fourth Appellate District, Div. 1

Petition for review denied

**ABDOU (ANDREW F.) v.
COUNTY OF SAN DIEGO**

S175277 B216770 Second Appellate District, Div. 8

Petition for review denied

**OSTOPOSIDES (SOCRATES)
v. S.C. (BUNTING)**

S175278 B201479 Second Appellate District, Div. 1

Petition for review denied

The requests for judicial notice are denied.

**ASFOUR (K. JEFFREY) v.
NIX III (GROVER H.)**

S175285 B204867 Second Appellate District, Div. 2

Petition for review denied

PEOPLE v. GWIN (DAVEON)

S175287 D055128 Fourth Appellate District, Div. 1

Petition for review denied

**THOMAS (KEITH) v.
KOLENDER (WILLIAM B.)**

S175291 B199645 Second Appellate District, Div. 6

Petition for review denied

**LINTHICUM (MICHAEL
RAY) v. BUTTERFIELD
(JOHN LOCKE)**

S175293 B206787 Second Appellate District, Div. 4

Petition for review denied

**1939 ARGYLE, LLC. v. FIRST
AMERICAN TITLE
INSURANCE COMPANY**

S175297 B204559 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. MONTES
(JOAQUIN JOSE)**

S175298 E044698 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. JOHNSON
(JASON JERMARR)**

S175299 B209618 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. BROOKS
(DEMETRIUS LAMONT)**

S175300 B210978 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. UNZUETA
(LAWRENCE ROBERT)**

S175302 H033391 Sixth Appellate District

Petition for review denied

**PEOPLE v. TUILEFANO
(MARC WESLEY)**

S175308 F055515 Fifth Appellate District

Petition for review denied

PEOPLE v. FLORES (ISAAC THOMAS)

S175312 B206601 Second Appellate District, Div. 1

Petition for review denied

PEOPLE v. SPRATLIN (ROBERT LEE)

S175315 B208449 Second Appellate District, Div. 7

Petition for review denied

PEOPLE v. FRAZIER (VIRGINIA)

S175319 H032398 Sixth Appellate District

Petition for review denied

PEOPLE v. MARLENEE (JOSEPH RAY)

S175320 H032658 Sixth Appellate District

Petition for review denied

PEOPLE v. CARRILLO, JR., (NOBERTO VELASQUEZ)

S175325 B206168 Second Appellate District, Div. 7

Petition for review denied

PEOPLE v. CALDERON (PHILIPE)

S175326 A124655 First Appellate District, Div. 5

Petition for review denied

VILLAGIO INN & SPA AND VINTAGE INN v. WORKERS' COMPENSATION APPEALS BOARD & SOTO (LETICIA)

S175331 B207077 Second Appellate District, Div. 8

Petition for review denied

PEOPLE v. AGUILAR (HUBERT)

S175342 D054775 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. SEVILLA
(MANUEL RUDY)**

S175345 B211987 Second Appellate District, Div. 8

Petition for review denied

**OCHOA (ANA) v. ARTER
(LEE)**

S175362 E048942 Fourth Appellate District, Div. 2

Petition for review & application for stay denied

**FLICKINGER (HEATHER R.)
v. S.C. (PEOPLE)**

S175385 B214621 Second Appellate District, Div. 7

Petition for review denied

K.P., IN RE

S175410 B209550 Second Appellate District, Div. 3

Petition for review denied

**VIGILANT INSURANCE
COMPANY v. CHIU
(ROBERT C.)**

S175420 C056348/C054502 Third Appellate District

Petition for review denied

**MONIER-KILGORE
(MICHELLE) v. FLORES
(STEVEN)**

S175425 B208506 Second Appellate District, Div. 8

Petition for review & application for stay denied

**PEOPLE v. ROYAL (MARLIN
LATTEREAL)**

S175428 D054265 Fourth Appellate District, Div. 1

Petition for review denied

L. (MICHAEL), IN RE

S175534 B215021 Second Appellate District, Div. 4

CAMERON (DEBORAH HOWARD) v. WORKERS' COMPENSATION APPEALS BOARD

Petition for review denied

S175564 D055473 Fourth Appellate District, Div. 1

R. (SAMUEL) v. S.C. (PEOPLE)

Petition for review & application for stay denied

S175609 B216233 Second Appellate District, Div. 3

DORN (ROOSEVELT FRANKLIN) v. S.C. (PEOPLE)

Petition for review & application for stay denied

S175861 B217835 Second Appellate District, Div. 4

ORIENTAL MISSION CHURCH v. KANG (CHOON MIN)

Petition for review & application for stay denied

S175915 A123892 First Appellate District, Div. 4

ROBERTSON (WADE ANTHONY) v. DEPARTMENT OF MOTOR VEHICLES

Petition for review & application for stay denied

S066846

BLAIR (JAMES NELSON) ON H.C.

Petition for writ of habeas corpus denied

Inasmuch as condemned prisoner James Nelson Blair is represented by counsel in Case Numbers S011636 and S144759, the "Petition for Writ of Habeas Corpus" filed by petitioner in propria persona on December 29, 1997, has been considered only to the extent that it concerns matters falling outside the scope of counsel's representation - that is, the validity of petitioner's 1985 attempted murder convictions - (see *In re Barnett* (2003) 31 Cal.4th 466, 477), and to that extent it is denied.

Claims One through Six, Eight, Nine, and the portion of claim Seven attacking the attempted murder convictions are denied on the merits. Separately and independently, these claims are denied because they are repetitive (*In re Miller* (1941) 17 Cal.2d 734, 735) and untimely (*In re Robbins* (1998) 18 Cal.4th 770; *In re Clark* (1993) 5 Cal.4th 750).

In addition, the "Request to consolidate; petition for writ of habeas corpus or supplemental brief,"

treated as a motion to consolidate the habeas corpus petition with the automatic appeal, and the “Declaration of James Blair in support of request to consolidate and petition for writ of habeas corpus or supplemental brief,” treated as a motion to augment the record, are denied as moot.

S067531**BLAIR (JAMES NELSON) ON
H.C.**

Petition for writ of habeas corpus denied

Inasmuch as condemned prisoner James Nelson Blair is represented by counsel in Case Numbers S011636 and S144759, the “Petition for Writ of Habeas Corpus” filed by petitioner in propria persona on December 29, 1997, has been considered only to the extent that it concerns matters falling outside the scope of counsel’s representation - that is, the validity of petitioner’s 1985 attempted murder convictions - (see *In re Barnett* (2003) 31 Cal.4th 466, 477), and to that extent it is denied.

Claims One through Six, Eight, Nine, and the portion of claim Seven attacking the attempted murder convictions are denied on the merits. Separately and independently, these claims are denied because they are repetitive (*In re Miller* (1941) 17 Cal.2d 734, 735) and untimely (*In re Robbins* (1998) 18 Cal.4th 770; *In re Clark* (1993) 5 Cal.4th 750).

In addition, the “Request to consolidate; petition for writ of habeas corpus or supplemental brief,” treated as a motion to consolidate the habeas corpus petition with the automatic appeal, the “Declaration of James Blair in support of request to consolidate and petition for writ of habeas corpus or supplemental brief,” treated as a motion to augment the record, and the “Motion for order requiring delivery of transcripts for writ petition review” are denied as moot.

S144759**BLAIR (JAMES NELSON) ON
H.C.**

Petition for writ of habeas corpus denied

The petition for writ of habeas corpus filed on July 3, 2006, is denied.

Claims Ten and Twelve are denied as premature and without prejudice to petitioner’s filing of a renewed petition after an execution date is set.

All other claims are denied on their merits.

Kennard, J., is of the opinion an order to show cause should be issued only on Claims Two and Three.

Moreno, J., is of the opinion an order to show cause should be issued only on Claim Four.

S159584**AYALA (HECTOR JUAN) ON
H.C.**

The petition for writ of habeas corpus is denied on its merits and also as repetitive. (See *In re Miller* (1941) 7 Cal.2d 734, 735.)

S170084

Petition for writ of habeas corpus denied

**MALDONADO (EDGAR
ALEJANDRO) ON H.C.****S170431**

Petition for writ of habeas corpus denied

CHOPRA (REENA) ON H.C.**S170492**

Petition for writ of habeas corpus denied

**ESCARENO (ROBERT) ON
H.C.****S170557**

The petition for writ of habeas corpus is denied.
Chin, J., was recused and did not participate.

**HOWARD (WYATILLIUS)
ON H.C.****S170614**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

**RICCHIO (LINDA
ELIZABETH) ON H.C.****S170636**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**PHILLIPS (ROBERT D.) ON
H.C.****S170767**

Petition for writ of habeas corpus denied

HILLIARD (RANDY) ON H.C.**S170998**

Petition for writ of habeas corpus denied

**WILLIAMS (PATRICK) ON
H.C.**

S171108

Petition for writ of habeas corpus denied

**BASHIR (HAMID BASIL) ON
H.C.****S171321**

Petition for writ of habeas corpus denied

**OLIVER (KENNETH) ON
H.C.****S171497**

Petition for writ of habeas corpus denied

KLENE (JOHN) ON H.C.**S171775**

Petition for writ of habeas corpus denied

**COTTON (TREANDOUS) ON
H.C.****S171811**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**JACKSON (WILLIAM M.) ON
H.C.****S171862**

Petition for writ of habeas corpus denied

**JOHNSON (TREVOR) ON
H.C.****S171966**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750.)

**WILLIAMS (CHRISTOPHER)
ON H.C.****S171973**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

**ANDERSON (WILLIAM
LITTLE) ON H.C.**

S171989**WHITE (DARRYL EUGENE)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S171990**ROBINSON (REGAL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S171996**HENDERSON (DAVID J.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756; *In re Lessard* (1965) 62 Cal.2d 497, 503.)

S172008**MILLER (MARION
FRANKLIN) ON H.C.**

Petition for writ of habeas corpus denied

S172014**STURDIVANT (MARC) ON
H.C.**

Petition for writ of habeas corpus denied

S172016**COOPER (JASON L.) ON H.C.**

Petition for writ of habeas corpus denied

S172020**SCOTT, JR., (KENNETH) ON
H.C.**

Petition for writ of habeas corpus denied

S172029**WHALEY, JR., (DUANE E.)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756.)

S172035

Petition for writ of habeas corpus denied

JONES (FRANK E.) ON H.C.**S172037**

Petition for writ of habeas corpus denied

SMITH (WENDELL) ON H.C.**S172038**

Petition for writ of habeas corpus denied

REED (JOHNNY) ON H.C.**S172042**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

BRATTON (TORY) ON H.C.**S172044**

Petition for writ of habeas corpus denied

**BRIM (ANDRE LENARD) ON
H.C.****S172052**

Petition for writ of habeas corpus denied

**CALLIRGOS (JULIO C.) ON
H.C.****S172053**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**BAKER (TIMOTHY RAY) ON
H.C.****S172057**

Petition for writ of habeas corpus denied

**PERNA (DEBORAH ANN) ON
H.C.****S172060**

Petition for writ of habeas corpus denied

JENNINGS (JAMES) ON H.C.

S172072**BEARD (MICHAEL W.) ON
H.C.**

Petition for writ of habeas corpus denied

S172073**FELICIANO (PEDRO) ON
H.C.**

Petition for writ of habeas corpus denied

S172080**MONTANEZ, JR., (JOSE) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S172081**AIRD (TYRONE AUGUSTIN)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S172087**CAMP (LLOYD) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S172088**PORTER (ESSEX) ON H.C.**

Petition for writ of habeas corpus denied

S172121**FLECK (RICHARD D.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S172129**TAYLOR (RONALD EVANS)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S172154**WILLIAMS (KEOKI) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756.)

S172157**NICHOLS (TONY LEE) ON H.C.**

Petition for writ of habeas corpus denied

S172159**ATKINS (MCKINLEY PIERCE) ON H.C.**

Petition for writ of habeas corpus denied

S172161**CASTANEDA (CESAR CORTEZ) ON H.C.**

Petition for writ of habeas corpus denied

S172163**JONES (WYDELL) ON H.C.**

Petition for writ of habeas corpus denied

S172176**MCCANN (VINCENT EDWARD) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S172179**HUMPHREY (IRVING G.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S172181**GUNN (PHILLIP BENJAMIN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S172184**ATKINS (MCKINLEY
PIERCE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734.)

S172218**SINGER (JASON ALAN) ON
H.C.**

Petition for writ of habeas corpus denied

S172219**HOWARD (KEVIN O'NEIL)
ON H.C.**

Petition for writ of habeas corpus denied

S172222**WOODRUFF (KEVIN PAUL)
ON H.C.**

Petition for writ of habeas corpus denied

S172226**SALAZAR (ABEL
FRANCISCO) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304.)

S172227**SANDERS (STEVEN L.) ON
H.C.**

Petition for writ of habeas corpus denied

S172230**MANSFIELD (ROBERT W.)
ON H.C.**

Petition for writ of habeas corpus denied

S172232**SANDERS, JR., (GREGORY
GEORGE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750.)

S172234**NEISINGER (PATRICK
CURTIS) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304.)

S172238**ELDER (RODERICK C.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218.)

S172242**RANGLE (RONALD) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S172245**JOHNSON (LAFAYETTE L.)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S172246**CLAYBORNE (WILLIAM) ON
H.C.**

Petition for writ of habeas corpus denied

S172247**MCMILLIAN (EDWIN D.) ON
H.C.**

Petition for writ of habeas corpus denied

S172412**WANG (CHARLES) ON H.C.**

Petition for writ of habeas corpus denied

S172428**VIELMAN (JUAN L.) ON H.C.**

Petition for writ of habeas corpus denied

S172443**BUTLER (ANTHONY) ON
H.C.**

Petition for writ of habeas corpus denied

S172444**BUTLER (ANTHONY) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Dixon* (1953) 41 Cal.2d 756.)

S172525**GALVAN (GILBERT) ON H.C.**

Petition for writ of habeas corpus denied

S172526**BROWN (MARLOWE) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S172766**ALLEN (DAVID OLIVER) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Dixon* (1953) 41 Cal.2d 756.)

S173030**CHAKER (DARREN D.) ON
H.C.**

Petition for writ of habeas corpus denied

S173059**WILSON (DAVID W.) ON H.C.**

Petition for writ of habeas corpus denied

S173207**ESPINOZA (JESUS JESSE)
ON H.C.**

Petition for writ of habeas corpus denied

S173221**VILLASENOR (FRANCISCO)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)

S173232

Petition for writ of habeas corpus denied

TOLLIVER (HENRY) ON H.C.**S173307**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dexter* (1979) 25 Cal.3d 921.)

**CARNELL (WILLIAM
CHARLES) ON H.C.****S173331**

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734.)

**JACKSON (STEPHEN) ON
H.C.****S173335**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750.)

**MONTANEZ, JR., (JOSE) ON
H.C.****S173362**

Petition for writ of habeas corpus denied

KLENE (JOHN) ON H.C.**S173510**

Petition for writ of habeas corpus denied

BELL (ESSIE L.) ON H.C.**S173624**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**NELSON (AUGUSTUS) ON
H.C.****S173700**

The petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756.)

**STURDIVANT (MARC) ON
H.C.****S174018**

Petition for writ of habeas corpus denied

WILL (ANGELO D.) ON H.C.

S174114**BRUNNELLE (GARY) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S174159**SALTZMAN (MICHAEL
STUART) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Waltreus* (1965) 62 Cal.2d 218.)

S174683**SULVEN (ANTHONY
KEYRONE) ON H.C.**

Petition for writ of habeas corpus denied

S174696**KING (JESSE STEPHEN) ON
H.C.**

Petition for writ of habeas corpus denied

S174701**COLBERT (GEORGE
KENNETH) ON H.C.**

Petition for writ of habeas corpus denied

S174754**BRIONES (MANUEL) ON
H.C.**

Petition for writ of habeas corpus denied

S174828**ALFORD (RICKEY LOUIS)
ON H.C.**

Petition for writ of habeas corpus denied

S174940**MCDANIEL (ROBERT) ON
H.C.**

Petition for writ of habeas corpus denied

S175031**DOW (LACARL MARTEZ)
ON H.C.**

Petition for writ of habeas corpus denied

S175032**STUART (WENDELL) ON
H.C.**The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)**S175060****ROSALES (JOSE) ON H.C.**

Petition for writ of habeas corpus denied

S175138**KLENE (JOHN) ON H.C.**

Petition for writ of habeas corpus denied

S175184**WASHINGTON (RODERICK)
ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750.)**S175189****GRAY (DAVID) ON H.C.**

Petition for writ of habeas corpus denied

S175195**PROPHET (JOSEPH DANNY)
ON H.C.**

Petition for writ of habeas corpus denied

S175197**MOSELEY (MELLON C.) ON
H.C.**

Petition for writ of habeas corpus denied

S175206**LOWTHER (ERIC) ON H.C.**

Petition for writ of habeas corpus denied

S175265

Petition for writ of habeas corpus denied

**LIVINGSTON (WARNER) ON
H.C.****S175271**

Petition for writ of habeas corpus denied

FISHER (MICHAEL) ON H.C.**S175280**

Petition for writ of habeas corpus denied

**JACKSON (STEPHEN) ON
H.C.****S175379**

Petition for writ of habeas corpus denied

ADLARD (JAMES) ON H.C.**S175396**

Petition for writ of habeas corpus & application for stay denied

**SENATOR (BRUCE R.) ON
H.C.****S175539**

Petition for writ of habeas corpus denied

**ALFORD (RICKEY LOUIS)
ON H.C.****S175541**

Petition for writ of habeas corpus denied

CABADA (JACK) ON H.C.**S175572**

Petition for writ of habeas corpus denied

**ROTTINO (ROBERT
DENNIS) ON H.C.****S175573**

Petition for writ of habeas corpus denied

**YATES (JOHN ALLEN) ON
H.C.**

S175576**DOMINGUEZ (TURY) ON
H.C.**

Petition for writ of habeas corpus denied

S175589**DAVIS (JAMES E.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S175625**MOOR (JEREMY C.) ON H.C.**

Petition for writ of habeas corpus denied

S175716**ZINN (JOHN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S174288

E046607 Fourth Appellate District, Div. 2

A.D., IN RE

Publication request denied (case closed)

S174758

E045953 Fourth Appellate District, Div. 2

**SCHWARTZ (RONALD) v.
STRADELLA
INVESTMENTS, INC.**

Publication request denied (case closed)

S175063

H032733 Sixth Appellate District

**PAJARO WALL STREET
INN, LLC. v. CIBA
INSURANCE SERVICES**

Publication request denied (case closed)

S175164**JONES & JONES
MANAGEMENT GROUP,
INC. v. HILL (JAMES L.)**

Publication request denied (case closed)

S079925**PEOPLE v. MORA (JOSEPH
ADAM) & RANGEL (RUBEN)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Peter R. Silten's representation that he anticipates filing appellant Joseph Adam Mora's opening brief by November 10, 2009, counsel's request for an extension of time in which to file that brief is granted to November 10, 2009. After that date, no further extension is contemplated.

S079925**PEOPLE v. MORA (JOSEPH
ADAM) & RANGEL (RUBEN)**

Extension of time granted

Good cause appearing, and based upon counsel Tara K. Hoveland's representation that she anticipates filing appellant Ruben Rangel's opening brief by November 25, 2009, counsel's request for an extension of time in which to file that brief is granted to November 3, 2009. After that date, only one further extension totaling about 25 additional days is contemplated.

S099439**PEOPLE v. KREBS (REX
ALLAN)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to November 3, 2009.

S122123**PEOPLE v. RODRIGUEZ
(ANGELINA)**

Extension of time granted

Good cause appearing, and based upon counsel Karen Kelly's representation that she anticipates filing the appellant's opening brief by June 11, 2010, counsel's request for an extension of time in which to file that brief is granted to November 19, 2009. After that date, only four further extensions totaling about 210 additional days are contemplated.

S175828

B206896 Second Appellate District, Div. 3

**BOSETTI v. UNITED STATES
LIFE INSURANCE
COMPANY OF NEW YORK**

Extension of time granted

On application of Respondent United States Life Insurance Company and good cause appearing, it is ordered that the time to serve and file the Answer to Petition is extended to September 25, 2009.

S006229**PEOPLE v. TURNER
(MELVIN)**

Withdrawal of counsel allowed by order

Good cause appearing, the “Motion to Permit Associate Counsel to Withdraw and to Appoint Replacement Associate Counsel” on behalf of condemned inmate Melvin Turner, filed August 28, 2009, is hereby granted.

The order appointing James L. Waltz as associate counsel of record for condemned inmate Melvin Turner, filed November 25, 1997, is hereby vacated.

David W. Wiechert is hereby appointed as associate counsel of record for condemned inmate Melvin Turner. Counsel is appointed for purposes of all postconviction proceedings in this court, and for subsequent proceedings, including the preparation and filing of a petition for clemency with the Governor of California, as appropriate.

Kenneth M. Miller remains as appointed lead counsel of record for condemned inmate Melvin Turner.

S092356**BOYETTE (MAURICE) ON
H.C.**

Referee appointed

THE COURT:

Based on the record in this matter and good cause appearing:

The Honorable Jon Rolefson, Judge of the Superior Court of California, County of Alameda, is appointed to sit as a referee in this proceeding. He shall take evidence and make findings of fact on the following questions regarding the case of *People v. Maurice Boyette* (Alameda County Super. Ct. No. 114009B):

- (1) Given that Juror Pervies Lee Ary was in 1964 convicted of felony grand theft, was incarcerated as a result, was later charged in 1971 with six counts of robbery, later pleaded guilty to misdemeanor drunk driving in 1982, and then had his probation revoked in 1982, and given that Ary failed to disclose this information either on his juror questionnaire or during voir dire in petitioner’s trial, what were Ary’s reasons for failing to disclose these facts? Was the nondisclosure intentional and deliberate? Considering Ary’s reasons for failing to disclose these facts, was his nondisclosure of the above facts indicative of juror bias? Was Ary actually biased against petitioner?
- (2) Given that two of Juror Pervies Lee Ary’s sons had criminal records, and that one of Ary’s cousins was convicted of murder, and given that Ary failed to disclose this information on either his juror questionnaire or during voir dire in petitioner’s trial, what were Ary’s reasons for failing to disclose these facts? Was the nondisclosure intentional and deliberate? Considering Ary’s reasons for failing to disclose these facts, was his nondisclosure of the above facts indicative of juror bias? Was Ary biased against petitioner?
- (3) Given that Juror Pervies Lee Ary had previously been convicted of driving under the influence and was as a result required to attend meetings of Alcoholics Anonymous, and that one of his sons had several prior criminal convictions for drug-related crimes and had

been incarcerated at the California Rehabilitation Center at Norco, and given that Ary failed to disclose this information on either his juror questionnaire or during voir dire in petitioner's trial, what were Ary's reasons for failing to disclose these facts? Was the nondisclosure intentional and deliberate? Considering Ary's reasons for failing to disclose these facts, was his nondisclosure of the above facts indicative of juror bias? Was Ary biased against petitioner?

- (4) Did Juror Pervies Lee Ary assert during jury deliberations that petitioner had previously committed uncharged murders? If so, did this occur during deliberations at the guilt phase or the penalty phase? Did other jurors discuss this topic as well?
- (5) Did Juror Pervies Lee Ary urge other jurors, during jury deliberations, to watch the movie American Me in order to learn about the nature of a prisoner's life in prison? Did any juror actually watch the movie at any time during petitioner's trial or jury deliberations?

It is further ordered that the referee prepare and submit to this court a report of the proceedings conducted pursuant to this appointment, of the evidence adduced, and the findings of fact made.

Any requests for discovery in these matters should be addressed to the referee.

Requests by counsel for petitioner for investigative funds or witness expenses, if any, are to be directed to the referee in the first instance, who is directed to make a recommendation concerning funding to this court, which then will make the final decision.

S141519**PEOPLE v. HIN (MAO)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Donald R. Tickle is hereby appointed to represent appellant Mao Hin for the direct appeal in the above automatic appeal now pending in this court.

S173855**LONG, ACCUSATION OF**

Petition denied (accusation)

S174364**TERRY, ACCUSATION OF**

Petition denied (accusation)

S174464**NARAYAN, ACCUSATION OF**

Petition denied (accusation)

S174818**PIETRA, ACCUSATION OF**

Petition denied (accusation)

S174914

Petition denied

(accusation)

**DORNBIRER, ACCUSATION
OF****S174948**

Petition denied

(accusation)

**MCCALLUM II,
ACCUSATION OF****S174970**

Petition denied

(accusation)

SAPP, ACCUSATION OF**S175022**

Petition denied

(accusation)

ARAGON, ACCUSATION OF**S175185**

Petition denied

(accusation)

RAND, ACCUSATION OF**S175188**

Petition denied

(accusation)

TUNZI, ACCUSATION OF**S175228**

Petition denied

(accusation)

SMITH, ACCUSATION OF**S175250**

Petition denied

(accusation)

YOUNG, ACCUSATION OF**S175330**

Petition denied

(accusation)

**WORSHAM, ACCUSATION
OF****S175335**

Petition denied

(accusation)

LEWIS, ACCUSATION OF

S174533**OGBU-NWOBODO ON
DISCIPLINE**

Recommended discipline imposed

The court orders that UCHENNA SAMUEL OGBU-NWOBODO, State Bar Number 168457, is suspended from the practice of law in California for six months, execution of that period of suspension is stayed, and he is placed on probation for one year subject to the following conditions:

1. UCHENNA SAMUEL OGBU-NWOBODO is suspended from the practice of law for the first 60 days of probation.
2. UCHENNA SAMUEL OGBU-NWOBODO must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on January 20, 2009.
3. At the expiration of the period of probation, if UCHENNA SAMUEL OGBU-NWOBODO has complied with all conditions of probation, the six-month period of stayed suspension will be satisfied and that suspension will be terminated.

UCHENNA SAMUEL OGBU-NWOBODO must take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S174535**HARTSON II ON DISCIPLINE**

Recommended discipline imposed

The court orders that GEORG DAVID HARTSON II, State Bar Number 119812, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. GEORG DAVID HARTSON II must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on March 6, 2009; and
2. At the expiration of the period of probation, if GEORG DAVID HARTSON II has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

GEORG DAVID HARTSON II must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7

and as a money judgment. One-third of the costs must be paid with his membership fees for the years 2010, 2011, and 2012. If GEORG DAVID HARTSON II fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S174536**IBARRA ON DISCIPLINE**

Recommended discipline imposed

The court orders that ANTONIO JOHN IBARRA, State Bar Number 190291, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. ANTONIO JOHN IBARRA must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on February 24, 2009; and
2. At the expiration of the period of probation, if ANTONIO JOHN IBARRA has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

ANTONIO JOHN IBARRA must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S174537**JACOBSON ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that KENNETH HERBERT JACOBSON, State Bar Number 66301, is summarily disbarred from the practice of law and that his name is stricken from the roll of attorneys.

KENNETH HERBERT JACOBSON must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S174538**KORENBERG ON
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that DAN E. KORENBERG, State Bar Number 71536, is summarily disbarred from the practice of law and that his name is stricken from the roll of attorneys.

DAN E. KORENBERG must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

